

Exhibit B

EXHIBIT 1: Section 6-3-6:2: Standards for Granting a Zoning Variance and/or Sign Variance

1. The variance is in harmony with the general purpose and intent of this Title and the adopted comprehensive master plan; and

Our home was built long before my wife and I were born, certainly long before the birth of our children. We suspect our home was built before present zoning laws came into effect. The former owners were good stewards of the home. It has long existed approximately 20 feet back from West Street. Our intention is not to bring our home any closer to West Street. We simply want to fill in a small, recessed portion of the home adjacent to the driveway and garage to give us a modest increase in internal living space. If our addition is against zoning law, then our home is already against zoning law. It was difficult to understand how we could not add space laterally to our home due to a zoning violation that requires our home to be setback 30 yards from West Street. Our home presently is not 30 feet back from West Street. We have good and fair title to the property. We simply ask that the zoning laws that likely came into place subsequent to our home's build be varied slightly so that we can operate like most reasonable homeowners with homes that aren't in violation of zoning ordinances upon purchase. At the end of the addition, our home will be somewhat bigger, but no higher, or closer to any street than portions of the existing home already are. If there is no issue with the vast majority of our home being as close to West Street as it is now, we do not believe a few parallel feet will make a difference or disrupt the harmony, general purpose, intent of this Title or the comprehensive master plan.

2. Strict enforcement of this Title would result in practical difficulties or impose exceptional hardships due to special and unusual conditions which are not generally found on other properties in the same zoning district; and

As discussed in Exhibit E, Project Narrative, we believe our particular area on West Street between Burning Tree and Zaininger creates particular confusion as it pertains to zoning. Our address, the address of next-door neighbor and the address of our neighbor across the street all utilize different street addresses. We looked at the plat and the zoning. We spoke to competent architects and contractors. Each advised that forward (out toward West Street) was the only way to go with our home according to the zoning. We spent a considerable sum of money having drawings done to envision this addition. We saved more money. We spoke to multiple contractors. Only one contractor thought that our design might violate zoning ordinances. It was then that we reached out to the TED Commission. It wasn't until we learned from them that we were in violation that we knew there was any problem. Due to the unique and honestly confusing nature of our home location, I pray the Zoning Commission and City Council can take some pity on their neighbors and understand that we were operating in good faith and with honest belief that we were not violating zoning laws with the drawings. We spent significant time and money on the drawings. The plan for the downstairs now coincides with the upstairs. If we do not receive permission for this variance, we will need to go back to the drawing board, literally and figuratively. Based on our new understanding of the zoning ordinances, we do have the option of adding space into our backyard, but that is not desirable. First, we do not wish to start the

process over. Second, we do not wish to pay to have plans redrawn. Third, this is not where we wish to expand our home. Fourth, we believe this expansion would be significantly more expensive than our present plan and not in our budget. Fifth, we wish to maintain the integrity of our fenced in backyard for our four children and our dog. Sixth, there are several beautiful, old and majestic trees that we love that we would have to cut down to expand our home in the backyard. While I know ignorance of the law is no excuse to be in violation, there are some laws that are easier to understand than others. When my wife, our architect, several reputable local contractors, and myself can all look at the plats and not see the zoning issues, it calls into question how obvious the ordinances are. I never thought my home had to be 30 feet back from West Street, because my home is not 30 feet back from West Street. An intelligent and determined person can easily make a good faith error in understanding the ordinances. I simply ask that my wife and I not be punished and forced to lose years and thousands of dollars for truly seeking to operate in good faith and expand our home in this community.

3. The variance, if granted, will not alter the essential character of the neighborhood and will not be a substantial detriment to adjacent property.

If the variance is granted we see no alteration to the essential character of the neighborhood and certainly no substantial detriment to the adjacent properties. Again, at no point does our addition bring our home any closer to the street or any closer to our neighbors than it presently exists. All we are asking to do is fill in some recessed space. The addition will add value to our home and hopefully increase the property values of the homes around it. We live in Cress Creek, which is a historic and vibrant part of Naperville with a wide variety of home styles and sizes. Every home is unique and the lack of uniformity gives the neighborhood a lot of charm. We are the first single-family home you encounter as you enter the neighborhood off of Burning Tree and Ogden. We believe our home represents the neighborhood well and that this addition would only enhance the beauty of our home and add additional character to the neighborhood. We do not believe this addition would make our home stand out or look strangely different than the other homes in Cress Creek. We cannot envision anyone in the neighborhood taking issue with the addition. In fact, the contractor we are seeking to use just finished an addition to a home on Burning Tree. Homes in Cress Creek are being remodeled, added onto and changed all the time. We do not think anyone will be concerned with our addition.

Our closest neighbors next-door, across the street, around the corner, through the backyard, etc. are all very happy that we are staying in our home and are not moving. We have great relationships with all of them. We have showed them our plans. They think the home will look fantastic and are excited to see it. When I explained the variance petition process that we had to go through, everyone was supportive. If needed, I can obtain affidavits to that effect or request that some of our closest neighbors come to testify at any hearings. We do not wish to disrupt or upset our neighbors or our neighborhood. We simply do not believe that we are doing that with this addition and seek the same rights as our neighbors to modify our home appropriately.